

P.S.C. Ky. No. 96-148.....

Cancels P.S.C. Ky. No. 92-313.....

WESTERN LEWIS_RECTORVILLE WATER & gas district
OF
MASON AND LEWIS COUNTY

Rates, Rules and Regulations for Furnishing

TARIFF CASE NO. 96-148

AT

8000 DAY PIKE

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAYSVILLE, KY. 41056

MAY 09 1996

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)

BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

Filed with PUBLIC SERVICE COMMISSION OF
KENTUCKY

ISSUED.....May 17....., 1996....

EFFECTIVE.....June 1....., 1996....

ISSUED BY WESTERN LEWIS RECTORVILLE

(Name of Utility)

BY Paul D. Parker

Chairman of the Board

FOR Mason and Lewis Counties
Community, Town or City

P.S.C. KY. NO. 2001-209

SHEET NO. _____

Western Lewis-Rectorville Water & Gas
(Name of Utility)

CANCELLING P.S.C. KY. NO. 96-148

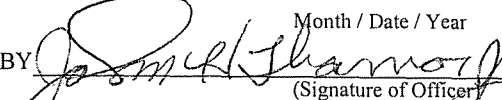
SHEET NO. _____

RATES AND CHARGES

FIRST	1,000 Gallons	\$13.00 minimum bill
NEXT	4,000 Gallons	\$ 4.50 per 1,000 gallons
ALL OVER	5,000 Gallons	\$ 3.60 per 1,000 gallons

DATE OF ISSUE August 3, 2001
Month / Date / Year

DATE EFFECTIVE October 1, 2001
Month / Date / Year

ISSUED BY 
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 03 2001

PURSUANT TO 807 KAR 5011,
SECTION 9(1)
BY Stephan O. Bell
SECRETARY OF THE COMMISSION

FOR _____ Entire Area Served

P.S.C. Ky. No. _____

_____ 1 _____ Sheet No. _____ 4

Western Lewis-Rectorville Water District

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

RULES AND REGULATIONS

The following policy is prescribed for the customers in the area served by Western Lewis-Rectorville County Water District (District). All other rates, changes, rules and regulations not specifically mentioned herein shall remain the same as those in effect under authority of this Commission prior to the effective date of this Order.

PROVISIONS FOR STANDARD SERVICE, NON-STANDARD SERVICE AND FIRE PROTECTION

1. STANDARD SERVICE (Standard Water Tap)

- A. Based on information provided by the customer, the standard service size for a water tap shall be established by the Water District. Each customer's meter shall be properly sized to measure all water usage of the customer as determined by the Water District. The meter installation cost to meet the standard service size for each customer shall be paid for by each customer at the Water District's established contribution fee for the meter size required and the contribution fee as approved by the Kentucky Public Service Commission (PSC)
- B. Should a customer's rate of water flow and usage change such that the water meter will not accurately measure the water used, the customer shall be responsible for paying the Water District's established contribution fee based on the meter size required to accurately measure the water used. The Water District will refund to the customer salvage value of the original metering equipment that can be recovered and reused.
- C. Any existing or proposed service connection which has minimum and/or maximum flow rates that do not fall within the range defined below for a Standard Service shall be considered a Non-Standard Service. The range of flow rates for a Standard Service with a particular meter size shall be as follows:

DATE OF ISSUE 10 09 98
Month Day Year

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE _____
Month Day Year

ISSUED BY

John H. Thomas
JOHN H. THOMAS

NOV 12 1998

FOR _____ Entire Area Served

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

BY: Stephan D. Bee
SECRETARY OF THE COMMISSION

P.S.C. Ky. No. _____

_____ 2 _____ Sheet No. _____ 4

Western Lewis-Rectorville Water District

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

RULES AND REGULATIONS

1. The customer's low flow rate shall be greater than the 95 percent accuracy point for low flow registration of the meter.
2. The customer's sustained high flow rate shall be less than the maximum continuous rate specified for the meter and the customer's intermittent high flow rate shall be less than the maximum for the normal operating range of the meter.

The low and high flow rates described above for each water meter size shall be as stated by the manufacturer of meters used by the Water District.

- D. Any service connection that involves fire protection facilities is a Non-standard Service.
- E. No unmetered water connection to the Water District's water mains will be allowed. All fire line service connections shall be metered.

II. NON STANDARD SERVICE

A customer shall make application for service and pay the actual cost of any special installation necessary to meet his peculiar requirements for service other than standard water tap.

III. FIRE PROTECTION

- A. The Water District will install fire hydrants for the City and County fire departments, or others provided the Water District is reimbursed for the cost of installation and the Water District's engineers determine that at the location the fire hydrant is to be installed, a flow rate from the fire hydrant will meet the requirements of the Kentucky Public Service Commission ("PSC").
- B. Fire hydrants installed prior to June 7, 1992, that have a flow rate of less than 250 GPM @ 20 psi residual pressure will be identified and the fire department advised in writing of the fire hydrant location.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE _____
Month Day Year

DATE OF EFFECTIVE _____
Month Day Year

ISSUED BY John H. Thomas
JOHN H. THOMAS

8000 Day Pike, Maysboro, KY 40424
Address

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

FOR _____ Entire Area Served

P.S.C. Ky. No. _____

_____ 3 _____ Sheet No. 4

Western Lewis-Rectorville Water District

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

RULES AND REGULATIONS

- C. While fire hydrants are provided as a service to the public within the Water District's service area, because of the potential for damage to the Water District's system and unmetered use of water at fire hydrants installed directly on the Water District's water mains, these fire hydrants are only to be used and operated for fighting fires by the fire departments.
- D. As a service to the public within its service area and for the protection of the public welfare, the Water District will furnish water to fight a fire from a fire hydrant connected directly to the Water District's water main at each fire location free of charge for a period not to exceed a total of 4 hours of usage-as defined below in Section H.1. In the event that more than 4 hours of usage occurs in fighting a fire, the owner of the property where the fire occurs shall pay for all of the water used in accordance with the Water District's standard water rate as in effect on the date of the fire approved by the PSC.
- E. Fire hydrants shall not be used by any contractor, property owner, governmental agency, individual, corporation, or others to secure water for any purpose. The use of a fire hydrant by anyone other than properly authorized fire department personnel for fighting a fire shall be considered a "theft of service" and prosecuted in accordance with the laws of the Commonwealth of Kentucky. The user shall pay the Water District a water meter investigation charge as set forth in the Water District charges for special services as approved by the PSC, any damages to the Water District's property, and the full cost of the services fraudulently obtained along with all other applicable costs of the Water District allowed under the laws of the Commonwealth of Kentucky.
- F. The fire departments utilizing fire hydrants connected to the Water District's water main shall maintain a record of any water used, including the date, location, the time that the fire department began pumping water, the time that the fire department discontinued pumping water, the approximate rate(s) of flow, the length of any interruptions in pumping water, the cause of the fire, and property owner for whom the water was used and shall file a report with the Water District monthly. The record of the fire department in conjunction with the Water District's daily master meter readings and normal daily water usage for the service zone will be used in determining the amount of water used to fight a fire.

DATE OF ISSUE _____
Month Day Year

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Month Day Year

ISSUED BY John H. Thomas
JOHN H. THOMAS

8000 Day Pike, Maysville KY
Address

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
NOV 12 1998
PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)
BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

FOR _____ Entire Area Served

P.S.C. Ky. No. _____

_____ 4 _____ Sheet No. _____ 4

Western Lewis-Rectorville Water District

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

RULES AND REGULATIONS

G. The District does not guarantee a water supply including the supply to the Customer's fire protection system at any particular flow rate or pressure. The fire flow may vary depending on other water demands on the system, various water facility limitations, or other circumstances (including but not limited to power failure, water main/line breakage, etc.). The customer will indemnify and hold harmless the District and its employees from and against all claims, damages, losses, and expenses incurred as a result of insufficient water supply including supply to the customer's fire protection system or any failure of the detector check valve installation, metering equipment, and/or appurtenances.

H. For purposes of "III FIRE PROTECTION," the following definitions shall apply:

1. A "fire" as used hereinabove shall include any conflagration on a publicly or privately-owned property. Any re-ignition of a previously extinguished conflagration on the same property shall be considered a single fire and any fire resulting from the same cause shall be considered a single fire except that a fire on property owned by different persons or entities shall be considered separate fires.
2. "Hours of usage" as used hereinabove is measured from the time the fire department begins pumping water at the scene of the fire until the fire department ceases pumping water to the fire. In the event the fire department ceases pumping water for a period of time but later continues pumping to the same fire, the "hours of usage" shall be tolled while no pumping occurs and continue to accumulate after pumping continues. Any partial hours of usage are rounded to the nearest hour.

DATE OF ISSUE

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PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

ISSUED BY

JOHN H. THOMAS

8000 Day Pike, Maysville KY

Address

NOV 12 1998

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

Form for filing Rate Schedules

For: Mason and Lewis Counties
Community, Town or City

P.S.C. NO. ____ 2003-00293

____ SHEET NO. ____

Western Lewis-Rectorville
Name of Issuing Corporation

CANCELLING P.S.C. NO. _

____ SHEET NO. ____

CLASSIFICATION OF SERVICE

	RATE PER UNIT
Non-Recurring Charges for Water and Gas	
Connection / Turn-on Charge	\$20.00
Field Collection Charge	15.00
Late Payment Penalty	10%
Meter Relocation Charge	Actual cost
Meter Test Charge	35.00
Re-connection Charge	25.00
Returned Check Charge	20.00
Non-Recurring Charges for Water Only	
Meter Connection / Tap-on Charge	
5/8 X 3/4 Inch Meter	550.00
All larger Meters	Actual cost
Non-Recurring Charges for Gas Only	
Meter Connection/ Tap-on Charge	
Standard Size Meter	\$450.00
All Larger Meters	Actual cost
Late Payment Policy for the Water Division	
Bills shall be paid in full by the 15 th of the month for the net amount shown on the bill. After the 15 th day of the month, there shall be added a 10 percent late payment fee, which will be shown on the bill.	

DATE OF ISSUE OCTOBER 08, 2003DATE EFFECTIVE OCTOBER 08, 2003ISSUED BY James M. Veigel TITLE General Manager
Name of OfficerPUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

Issued by authority of an Order of the Public Service Commission or Kentucky in Case No. _____

2003-00293 dated October 8, 2003.

OCT 08 2003

PURSUANT TO 807 KAR 5.011
SECTION 9 (1)BY Charles E. Brown
EXECUTIVE DIRECTOR

FOR Mason and Lewis Counties

P.S.C. Ky. No. 1

Original Sheet No. 3

Western Lewis Rectorville Water District

Cancelling P.S.C. Ky. No.

 Sheet No.

RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of water service by Western Lewis Rectorville Water District hereinafter referred to as the Utility and applies to all service received from the Utility. No employee or individual director of the Utility is permitted to make an exception to Rates, Rules or Regulations. All Rules and Regulations are to be in effect so long as they are not in conflict with Public Service Commission Rules and Regulations. The Utility is further subject to all Rules and Regulations of the Commission even though not contained herein.

REVISIONS

These Rules and Regulations may be revised, amended, supplemented or otherwise changed from time to time subject to approval of the Public Service Commission, and shall have the same force as the present Rules and Regulations.

SERVICE AREA

The Utility furnishes water service to Customers located in Mason and Lewis Counties, Kentucky.

AVAILABILITY

Water Service is available to any domestic, commercial or industrial consumer within the Utility's Area.

WATER FAILURE

The Utility is responsible for water failure only when in ~~control~~ ^{PUBLIC SERVICE COMMISSION} of the Utility's employees. No consumer is paid damages for equipment ~~damaged~~ ^{SECTION 9(1)} unless such damages are specifically found to be caused by an act of negligence on the part of the Utility or its employees.

SEP 7 1982

PROTECTION BY CONSUMER

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

Consumer shall protect the equipment of the Utility ~~on his premises and~~ shall not interfere with Utility's property or permit interference except

DATE OF ISSUE September 7, 1982
Month Day Year

DATE EFFECTIVE September 7, 1982
Month Day Year

ISSUED BY Robert B. Hall

Chairman

P.O. Box 633, Maysville, Ky.

Name of Officer

Title

Address

41056

FOR Mason and Lewis Counties

P.S.C. Ky. No. 1

First Revised Sheet No. 4

WESTERN LEWIS RECTORVILLE WATER DISTRICT

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

RULES AND REGULATIONS

by duly authorized representative of the Utility.

NOTICE OF TROUBLE

Consumer shall give immediate notice to the Utility of any irregularities or unsatisfactory service and of any defects known to consumer.

MAINTENANCE

The Utility may at any time deemed necessary, suspend water service to any consumer or consumers for the purpose of making repairs, changes or improvements upon any part of its system. The Utility shall give reasonable notice of such suspension of service to the Consumer.

The Utility shall be responsible for the maintenance of that portion of the service line installed by the Utility and the consumer shall be responsible for the maintenance of that portion thereof installed by the consumer.

EXTENSION OF SERVICE

Extension of service shall be in accordance with 807 KAR 5:066. Section 12.

LINE LOCATIONS

When necessary to move or relocate facilities, the cost will be paid by party or parties requesting such relocation.

BILLING, COLLECTION

Bills for water service furnished by the water system will be mailed no later than the 12th day of each month and will be due and payable by the 25th day of each month.

JUN 14 1988

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Thomas L. Hill
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE June 14, 1988
Month Day Year

DATE EFFECTIVE June 14, 1988
Month Day Year

ISSUED BY Robert B. Hill
Name of Officer

Chairman, R#4, Maysville, Kentucky 41056
Title Address

FOR Mason and Lewis Counties
Community, Town or City

P.S.C. KY. NO. 1

1st Revised SHEET NO. 5

Western Lewis-Rectorville Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. 1

Original SHEET NO. 5

RULE AND REGULATIONS

EQUAL DEPOSITS

An equal deposit amount for each class of customers will be established based on the average annual bill of customers in that class. Deposit amounts will not exceed two-twelfths (2/12) of the average annual bill of customers in each class where bills are rendered monthly, three-twelfths (3/12) where bills are rendered bimonthly or four-twelfths (4/12) where bills are rendered quarterly. Interest on deposits will be calculated in accordance with KRS 278.460.

DISCONTINUANCE OF SERVICE BY UTILITY

The Utility may refuse or discontinue service to an applicant or customer, after proper notice, for failure to comply with its rules and regulations or state and municipal rules and regulations, when a customer or applicant refuses or neglects to provide reasonable access to the premises, for fraudulent or illegal use of service, or for nonpayment of bills. If discontinuance is for non-payment of bills, the customer shall be given at least forty-eight (48) hours written notice, separate from the original bill, and cut-off shall be effected not less than twenty (20) days after the mailing date of the original bill unless, prior to discontinuance, a residential customer presents to the utility a written certificate, signed by a physician, registered nurse, or public health officer, that such discontinuance will aggravate an existing illness or infirmity, on the affected premises, in which case discontinuance may not be effected until the affected resident can make other living arrangements or until not less than ten (10) days elapse from the date of the Utility's notification. When a dangerous condition is found to exist on the customer's or applicant's premises, the service shall be cut off without notice or refused.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

OCT 27 2000

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Stephen D. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Jamie A. Veigne
(Signature of Officer)

TITLE General Manager

ADDRESS _____

FOR Mason and Lewis Counties

P.S.C. Ky. No. _____

WESTERN LEWIS-RECTORVILLE WATER & GAS
_____ DISTRICT

_____ Sheet No. _____

Cancelling P.S.C. Ky. No. _____

_____ Sheet No. _____

RULES AND REGULATIONS

FIRE HYDRANTS

Fire Hydrants installed on the distribution lines of this District are for the primary purpose of flushing the lines, or other uses by the District for proper maintenance. The secondary purpose is to assist fire protection units in performance of their duties.

The District is not responsible for, nor does it guarantee any minimum pressure for these hydrants. Any damage to the distribution lines resulted from excessive pumping pressure applied by any fire fighting unit will be the liability of that unit.

PUBLIC SERVICE COMMISSION
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MAY 22 1987

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: J. Deoghan

DATE OF ISSUE May 22, 1987
Month Day Year

DATE EFFECTIVE May 22, 1987
Month Day Year

ISSUED BY Robert M. Hall
Name of Officer

Chairman, R#4, Maysville, Kentucky
Title Address

FOR Mason & Lewis Counties

P.S.C. Ky. No. _____

Sheet No. _____

WESTERN LEWIS-RECTORVILLE WATER & GAS DIST. Cancelling P.S.C. Ky. No. _____

WATER DIVISION

Sheet No. _____

RULES AND REGULATIONS

SCHEDULE OF SPECIAL SERVICE CHARGES

The following charges for special services shall be made:

1. Service Connection Charge: A charge of \$15.00 shall be made for all service reconnections made during regular working hours, except that that there shall be no connection charges made for service on the original installation of facilities. If service is reconnected other than during regular working hours, the charge shall be \$ 20.00.
2. Delinquent Service Charge: A charge of ten (10%) per cent of the delinquent bill shall be charged if the bill is not paid by the 25th day of the month. C
I
C
3. Bad Checks: A service charge of \$8.00 will be charged on all bad checks.
4. Meter Test Request: Upon request and payment of \$20.00 a customer may have his meter tested provided request by the customer is not more frequent than once each twelve months. If such test shows the meter to be more than two percent fast, a refund of the \$20.00 charge shall be made and the bill adjusted accordingly. If the meter is found to be running more than 2% slow the meter test charge will not be refunded, but the customer's bill will be recalculated and the amount due collected. N
N

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 04 1987

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: George L. Miller
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE August 4 1987 DATE EFFECTIVE August 4, 1987
Month Day Year Month Day Year

ISSUED BY Robert B. Hull Chairman R#4, Maysville, Ky.
Name of Officer Title Address

FILED

WATER SHORTAGE RESPONSE PLAN

JUL 22 1988

WESTERN LEWIS-RECTORVILLE WATER AND GAS DISTRICT PUBLIC SERVICE
COMMISSION

Section 1. Purpose: The purpose of this Plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the Western Lewis Rectorville Water & Gas District in the event a shortage is declared.

Section 2. Definitions: These terms are applicable only for this Plan unless specifically noted.

- (a) "Customer" shall mean any person or entity using water for any purpose from the Western Lewis-Rectorville Water & Gas District's water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.
- (b) "Raw Water Supplies" shall mean all water potentially available to persons in the Western Lewis-Rectorville Water & Gas District.
- (c) "Treated Water" shall mean water that has been introduced by the Western Lewis-Rectorville Water & Gas District into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

Essential Water Uses (Class 1):

The following uses of water, listed by site or user, type, are essential.

Domestic:

- water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

Health Care Facilities:

- patient care and rehabilitation, including related filling and operation of swimming pools.

Water Hauling:

- sales of domestic use where not available elsewhere.

Public Use:

- firefighting,

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JUL 25 1988

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)

BY: *George H. Hille*
PUBLIC SERVICE COMMISSION MANAGER

- health and public protection purposes, if specifically approved by health officials.

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

- non-domestic, when other sources are not reasonably available elsewhere.

Commercial and Civic Use:

- commercial car and truck washes,
- laundromats
- restaurants, clubs and eating places.
- schools, churches, motels/hotels and similar commercial establishments.

Outdoor Non-Commercial Watering:

- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock
- watering by arboretums and public gardens, national, state, regional or community where necessary to preserve specimens,
- watering by commercial nurseries at a minimum level necessary to maintain stock,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation,

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JUL 25 1988
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BY THE COMMISSION MANAGER

- watering of woody plants where necessary to preserve them,
- minimal watering of golf course greens.

Recreational:

- operation of municipal swimming pools and residential pools that serve more than 25 dwelling units.

Air Conditioning:

- refilling for startup at the beginning of the cooling season,
- makeup of water during the cooling season,
- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non-Essential Uses (Class 3):

Any waste of water, as defined herein, is non-essential. The following uses of water, listed by site or user type, are non-essential.

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler systems, testing fire apparatus and fire department vehicles,
- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

Commercial and Civic Use:

- serving water in restaurants, clubs, bars, and eating places, except by customer request,
- failure to repair a controllable leak,
- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and artificial waterfalls.

Outdoor Non-Commercial Watering:

- use of water for dirt control or compaction,
- watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,
- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Recreational uses other than those specified in Class 2.

Non-commercial washing of motor and other vehicles.

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.

- (d) "Base Entitlement" shall mean the monthly usage for a customer during the same month of the preceding calendar year or the average per customer usage for each class of service during the same month of the preceding year.
- (e) "Curtailed Entitlement" shall mean the monthly usage for a customer after any curtailment percentage has been applied.

(f) "Curtailment" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.

(g) Water Shortage Response Phases:

"**Advisory**" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.

"**Alert**" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.

"**Emergency**" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.

(h) "**Rationing**" shall mean that procedures must be established to provide for the equitable distribution of critically-limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the Western Lewis-Rectorville Water & Gas Dist. When implemented, this Plan becomes Western Lewis-Rect's Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments and weather conditions on a regular basis. (Note: A sample calculation page 2 is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage and implementation of the measures necessary to curtail water use shall be approved by the Board of Commissioners.

PUBLIC SERVICE COMMISSION
PUBLIC SERVICE BOARD
EFFECTIVE
JUL 25 1988
PURSUANT TO 807 KAR 5:011, SECTION 9(1)
OFFICE OF THE PUBLIC SERVICE COMMISSION MANAGER

Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies of service conditions have returned to normal. A final determination as to terminating a water shortage declaration shall be made by the (Board of Commissioners) of Western Lewis-Rectorville Water & Gas District.

Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

- (1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 10% below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water issues a Water Shortage Watch which includes the areas from which the Western Lewis Rect. Water & Gas Dist. draws water. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
 - (a) Declare a Water Shortage Advisory.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all water leaks.
 - (d) Request voluntary conservation of all non-essential (Class 3) water use.
 - (e) Request wholesale customers also issue request for voluntary conservation by their customers of all non-essential (Class 3) water use.

B. Alert Stage:

- (1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to 15% below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Alert.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all water leaks.
 - (d) Prohibit all non-essential (Class 3) water uses.

- (e) Curtail entitlements to all customers by the same percentage as the projected shortage.
- (f) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$7.00 per 1,000 gallons.

C. Emergency Stage:

1. Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 20% below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs. (Note: Additional conditions may be added based on local conditions pursuant to Commission approval.)
2. Conservation and Curtailment Measures:
 - (a) Declare Water Shortage Emergency.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all water leaks.
 - (d) Prohibit all Class 3 uses of water.
 - (e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.
 - (f) Curtail all commercial and industrial entitlements (except Health Care Facilities) by 100%.
 - (g) Curtail Residential entitlements by the same percentage as the projected shortage.
 - (h) Curtail entitlements to wholesale customers by the same percentage as the projected shortage.
 - (i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of 10.00 per 1,000 gallons.

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JUL 25 1988

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

D. Rationing Stage:

1. Criteria: Treated water available is greater than 25% below demand or raw water supplies are below

the level necessary to meet essential needs, and in the opinion of Board Of Commissioners mandatory rationing is required to insure adequate water is available to maintain public health and safety.

2. Conservation and Curtailment Measures:

- (a) Declare Water Shortage Rationing.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all Class 3 and Class 2 uses of water.
- (e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.
- (f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.
- (g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.
- (h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of 15.00 per 1,000 gallons.

Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

- (a) If the utility official charged with implementation and enforcement of this Plan ^{PURSUANT TO 807 KAR 50.01, SECTION 1(1)} finds a violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.
- (b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer, he or she shall be given full opportunity to be heard

before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.

- (c) Any customer whose water service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.
- (d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this Plan.

Section 9. Request for Exception.

(a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the Western Lewis Rect-
orville Water & Gas Dist. for an exception. For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.

- (b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

PUBLIC SERVICE COMMISSION
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Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

EFFECTIVE
JUL 25 1988

PURSUANT TO 807 KAR 8.011,
SECTION 9(1)

BY: James H. Miller
PUBLIC SERVICE COMMISSION MANAGER

APPENDIX A

WESTERN LEWIS RECTORVILLE
WATER & GAS DISTRICT
August

PROJECTED DEMAND WORKSHEET FOR _____ 1988
(Month) (Year)

The information below would be used to estimate projected demand for one (1) month.

Calculations will be done at the beginning of each month.

Average use in	<u>June</u>	for the past 5 years:	<u>194,000</u>	gpd
	(Last Month)			
Average use in	<u>June</u>	for 2 years ago:	<u>191,000</u>	gpd
	(Last Month)			
Average use in	<u>June</u>	for 1 year ago:	<u>198,000</u>	gpd
	(Last Month)			
Average use in	<u>June</u>	for current year:	<u>249,000</u>	gpd
	(Last Month)			
Average use in	<u>July</u>	for the past 5 years:	<u>187,000</u>	gpd
	(This Month)			
Average use in	<u>July</u>	for 2 years ago:	<u>185,000</u>	gpd
	(This Month)			
Average use in	<u>July</u>	for 1 year ago:	<u>188,000</u>	gpd
	(This Month)			

Usage Notes: _____

Weather Notes: _____

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Average projected use for August JUL 25 1988
Without conservation measures: 259,000 gpd
With advisory conservation measures
(10% reduction) 233,000 gpd
With alert conservation measures
(More than 15% reduction) 220,000 gpd
With emergency conservation measures
(More than 20% reduction) 207,000 gpd
With rationing conservation measures
(More than 25% reduction) 194,000 gpd

PURSUANT TO 807 KAR 5.011,
SECTION 9(1),
BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER